

Abstract

Legal regulation of healthcare in the Czech Republic

The subject matter of this thesis is legal analysis of provision of healthcare in the Czech Republic and outline of basic problems of provision of healthcare, including proposals for their possible solution and comparison with Supreme Court and Constitutional Court jurisprudence. The thesis deals not only with the specific legal regulations in which the provision of healthcare is regulated, but also with the interpretation of their content, as well as with the legal relations between the entities involved in the provision of healthcare. In addition, the thesis discusses the introduction of the electronization of healthcare, which has the potential to improve the healthcare system in the Czech Republic and make the provided healthcare better, cheaper and more accessible. The thesis is divided into five chapters, which are further subdivided into subchapters. The first chapter is about the basic sources of legal regulation of healthcare at international, European and national level. The second chapter deals with the methods of financing the provided healthcare with a particular emphasis on the public health insurance system in the Czech Republic. Subsequently, chapter three deals more closely with healthcare itself and with the interpretation of the concept of healthcare and the division of healthcare by type and form. The third chapter also introduces the procedure of price regulation and reimbursement regulation and deals with the current legal regulation of prescription of medicinal products as the mandatory eRecept or the prescription of cannabis for medical purposes. This chapter also discusses the issue of the above-standards in providing healthcare and reimbursement of otherwise unpaid healthcare. The fourth chapter describes the origin and content of a triangular relationship system between an insured person, a patient, a health insurance company and a provider of health services. The final chapter introduces the electronization of healthcare, i.e. analysis of deficiencies in the implementation of eHealth in the Czech legal order and description of the National Health Information System.